

FILED

SEP 23 2013

CLERK, U.S. DISTRICT COURT
DISTRICT OF NEVADA

BY _____ DEPUTY

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,

Plaintiff,

v.

DIANA RUIZ

(a.k.a. "Diana Espinoza"),

Defendant.

2:12-CR-453-APG-(GWF)

PRELIMINARY ORDER OF FORFEITURE

This Court finds that on September 23, 2013, defendant DIANA RUIZ (a.k.a. "Diana Espinoza") pled guilty to Count One of a Ten-Count Indictment charging her in Count One with Conspiracy to Distribute Controlled Substances in violation of Title 21, United States Code, Sections 841(a)(1) and 846. Indictment, ECF No. 1; Bill of Particulars, ECF No. 74; Plea Agreement, ECF No. ____.

This Court finds defendant DIANA RUIZ (a.k.a. "Diana Espinoza") agreed to the forfeiture of the property set forth in the Forfeiture Allegations of the Indictment, the Bill of Particulars, and the Plea Agreement. Indictment, ECF No. 1; Bill of Particulars, ECF No. 74; Plea Agreement, ECF No. ____.

This Court finds, pursuant to Fed. R. Crim. P. 32.2(b)(1) and (2), the United States of America has shown the requisite nexus between property set forth in the Forfeiture Allegations of the Indictment, the Bill of Particulars, the Plea Agreement and the offense to which defendant

1 DIANA RUIZ (a.k.a. "Diana Espinoza") pled guilty. Indictment, ECF No. 1; Bill of Particulars, ECF
2 No. 74; Plea Agreement, ECF No. ____.

3 The following assets are subject to forfeiture pursuant to Title 21, United States Code,
4 Section 853(a)(1), (a)(2), and (p):

- 5 1. \$18,290.00 in United States Currency;
- 6 2. Real property and improvements situated at 6399 Briney Deep Avenue, Las
7 Vegas, NV 89139, more particularly described as Lot 48 in block 1 of
8 Pinnacle II at Pinnacle Peaks, as shown by map thereof on file in Book 106, of
9 Plats Page 93 in the office of the County Recorder of Clark County, Nevada,
10 APN: 176-11-613-048;
- 11 3. \$2,422.00 in United States Currency;
- 12 4. Gents stainless steel Rolex Oyster Perpetual Datejust wristwatch and band,
13 black diamond dial, diamond bezel (aftermarket), 37mm case, model
14 #1162234, serial #Z586603, Movement #3 1504912, 122.3 grams; and
- 15 5. Mid-size stainless steel Rolex Oyster Perpetual Datejust wristwatch and band,
16 aftermarket diamond bezel, silver dial, luminous stick markers, date window,
17 31.5mm case, movement #186547, model #178274, serial #D899431, 89.4
18 grams

19 (collectively referred to herein as "property");

20 This Court finds the United States of America is now entitled to, and should, reduce the
21 aforementioned property to the possession of the United States of America.

22 NOW THEREFORE, IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that the
23 United States of America should seize the aforementioned property.

24 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED all right, title, and interest of
25 DIANA RUIZ (a.k.a. "Diana Espinoza") in the aforementioned property is forfeited and is vested in

26 ...

1 the United States of America and shall be safely held by the United States of America until further
2 order of the Court.

3 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED the United States of America
4 shall publish for at least thirty (30) consecutive days on the official internet government forfeiture
5 website, www.forfeiture.gov, notice of this Order, which shall describe the forfeited property, state
6 the time under the applicable statute when a petition contesting the forfeiture must be filed, and state
7 the name and contact information for the government attorney to be served with the petition,
8 pursuant to Fed. R. Crim. P. 32.2(b)(6) and Title 21, United States Code, Section 853(n)(2).

9 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED a petition, if any, must be
10 filed with the Clerk of the Court, 333 Las Vegas Boulevard South, Las Vegas, Nevada 89101.

11 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED a copy of the petition, if any,
12 shall be served upon the Asset Forfeiture Attorney of the United States Attorney's Office at the
13 following address at the time of filing:

14 Daniel D. Hollingsworth
15 Assistant United States Attorney
16 Lloyd D. George United States Courthouse
333 Las Vegas Boulevard South, Suite 5000
Las Vegas, Nevada 89101

17 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED the notice described herein
18 need not be published in the event a Declaration of Forfeiture is issued by the appropriate agency
19 following publication of notice of seizure and intent to administratively forfeit the above-described
20 property.

21 DATED this 23rd day of September, 2013.

22 
23 _____
24 UNITED STATES DISTRICT JUDGE
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